IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 22ND AUGUST 2007 / 31ST SRAVANA 1929

Bail Appl..No. 5119 of 2007()

CRMP.3690/2007 of J.M.F.C.,THIRUVALLA
CRIME NO.52/2007 OF THIRUVALLA EXCISE RANGE

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PETITIONER : ACCUSED NO.1

KIRAN @ MANIKUTTAN,S/O.KARUNAKARAN,AGED 39 YEARS,
RESIDING AT AVITTAMPARAMBIL, PADINJAREMURI,
NEDUMPURAM VILLAGE, THIRUVALLA.

BY ADV. SRI.AJITH MURALI

RESPONDENTS: COMPLAINANT

STATE OF KERLA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNKAULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5119 of 2007

Dated this the 22nd day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 5 litres of arrack on 01.08.2007. He was arrested and continues in custody from that date. The learned Public Prosecutor submits that the petitioner has no history of criminal antecedents.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-